

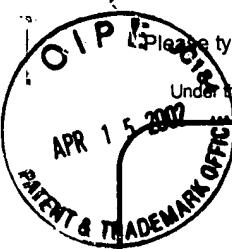
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

|  |  |                        |                   |
|--|--|------------------------|-------------------|
|  |  | Application Number     | 10/032,796        |
|  |  | Filing Date            | December 26, 2001 |
|  |  | First Named Inventor   | Mark Thompson     |
|  |  | Group Art Unit         | 2171              |
|  |  | Examiner Name          |                   |
| Total Number of Pages in This Submission |  | Attorney Docket Number | 020375-003900US   |

**ENCLOSURES (check all that apply)**

|   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Assignment Papers<br><i>(for an Application)</i>               | <input type="checkbox"/> After Allowance Communication to Group                                      |
| <input type="checkbox"/> Fee Attached   | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences                  |
| <input type="checkbox"/> Amendment / Response   | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Group<br><i>(Appeal Notice, Brief, Reply Brief)</i> |
| <input type="checkbox"/> After Final  | <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition    | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Extension of Time Request                                      | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Return Postcard  |
| <input type="checkbox"/> Express Abandonment Request                                    | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s)<br><i>(please identify below):</i>            |
| <input type="checkbox"/> Information Disclosure Statement                               | <input type="checkbox"/> Request for Refund   | <b>Declaration<br/>Power of Attorney<br/>Required copy of Notice to File<br/>Missing Parts</b>       |
| <input type="checkbox"/> Certified Copy of Priority Document(s)                         | <input type="checkbox"/> CD, Number of CD(s) _____                                      |  |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application              |   |  |
| <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |  |
| Remarks   |   | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.             |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                          |   |
|--------------------------|---|
| Firm and Individual name | Townsend and Townsend and Crew LLP<br>Darin J. Gibby, Reg. No. 38,464 |
| Signature                |   |
| Date                     | 4/3/02  |

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: **4-3-02**

|                       |               |      |        |
|-----------------------|---------------|------|--------|
| Typed or printed name | Connie Larson | Date | 4-3-02 |
| Signature             |               |      |        |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

DE 7067243 v1

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$ 130)

| <i>Complete if Known</i> |                   |
|--------------------------|-------------------|
| Application Number       | 10/032,796        |
| Filing Date              | December 26, 2001 |
| First Named Inventor     | Mark Thompson     |
| Examiner Name            |                   |
| Group Art Unit           | 2171              |
| Attorney Docket No.      | 020375-003900US   |

| <b>METHOD OF PAYMENT</b>  |                                    |
|---|------------------------------------|
| 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:  |                                    |
| Deposit Account Number  | 20-1430                            |
| Deposit Account Name  | Townsend and Townsend and Crew LLP |
| <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17<br><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 |                                    |
| 2. <input type="checkbox"/> Payment Enclosed:   |                                    |
| <input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other   |                                    |

| <b>FEES CALCULATION</b>    |                 |                       |                 |  |
|----------------------------|-----------------|-----------------------|-----------------|--|
| 1. <b>BASIC FILING FEE</b> |                 |                       |                 |  |
| Large Fee Code             | Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid   |
| 101                        | 740             | 201                   | 370             | Utility filing fee   |
| 106                        | 330             | 206                   | 165             | Design filing fee  |
| 107                        | 510             | 207                   | 255             | Plant filing fee   |
| 108                        | 740             | 208                   | 370             | Reissue filing fee   |
| 114                        | 160             | 214                   | 80              | Provisional filing fee                                     |
| <b>SUBTOTAL (1)</b>        |                 |                       |                 | (\$)   |
| 2. <b>EXTRA CLAIM FEES</b> |                 |                       |                 |  |
| Total Claims               | -20**           | =                     | X               | Fee from below   |
| Independent Claims         | -3**            | =                     | X               | Fee Paid   |
| Multiple Dependent         |                 |                       | X               |  |
| Large Fee Code             | Entity Fee (\$) | Small Entity Fee (\$) | Fee Description |  |
| 103                        | 18              | 203                   | 9               | Claims in excess of 20                                     |
| 102                        | 84              | 202                   | 42              | Independent claims in excess of 3                          |
| 104                        | 280             | 204                   | 140             | Multiple dependent claim, if not paid                      |
| 109                        | 84              | 209                   | 42              | ** Reissue independent claims over original patent         |
| 110                        | 18              | 210                   | 9               | ** Reissue claims in excess of 20 and over original patent |
| <b>SUBTOTAL (2)</b>        |                 |                       |                 | (\$)   |

\*\*or number previously paid, if greater; For Reissues, see above

| <b>FEES CALCULATION (continued)</b> |                 |                            |                 |  |          |
|-------------------------------------|-----------------|----------------------------|-----------------|--|----------|
| <b>3. ADDITIONAL FEES</b>           |                 |                            |                 |  |          |
| Large Fee Code                      | Entity Fee (\$) | Small Entity Fee Code (\$) | Entity Fee (\$) | Fee Description  | Fee Paid |
| 105                                 | 130             | 205                        | 65              | Surcharge - late filing fee or oath  | 130      |
| 127                                 | 50              | 227                        | 25              | Surcharge - late provisional filing fee or cover sheet                     |          |
| 139                                 | 130             | 139                        | 130             | Non-English specification  |          |
| 147                                 | 2,520           | 147                        | 2,520           | For filing a request for reexamination                                     |          |
| 112                                 | 920*            | 112                        | 920*            | Requesting publication of SIR prior to Examiner action                     |          |
| 113                                 | 1,840*          | 113                        | 1,840*          | Requesting publication of SIR after Examiner action                        |          |
| 115                                 | 110             | 215                        | 55              | Extension for reply within first month                                     |          |
| 116                                 | 400             | 216                        | 200             | Extension for reply within second month                                    |          |
| 117                                 | 920             | 217                        | 460             | Extension for reply within third month                                     |          |
| 118                                 | 1,440           | 218                        | 720             | Extension for reply within fourth month                                    |          |
| 128                                 | 1,960           | 228                        | 980             | Extension for reply within fifth month                                     |          |
| 119                                 | 320             | 219                        | 160             | Notice of Appeal   |          |
| 120                                 | 320             | 220                        | 160             | Filing a brief in support of an appeal                                     |          |
| 121                                 | 280             | 221                        | 140             | Request for oral hearing   |          |
| 138                                 | 1,510           | 138                        | 1,510           | Petition to institute a public use proceeding                              |          |
| 140                                 | 110             | 240                        | 55              | Petition to revive – unavoidable   |          |
| 141                                 | 1,280           | 241                        | 640             | Petition to revive – unintentional   |          |
| 142                                 | 1,280           | 242                        | 640             | Utility issue fee (or reissue)   |          |
| 143                                 | 460             | 243                        | 230             | Design issue fee   |          |
| 144                                 | 620             | 244                        | 310             | Plant issue fee  |          |
| 122                                 | 130             | 122                        | 130             | Petitions to the Commissioner  |          |
| 123                                 | 50              | 123                        | 50              | Petitions related to provisional applications                              |          |
| 126                                 | 180             | 126                        | 180             | Submission of Information Disclosure Stmt                                  |          |
| 581                                 | 40              | 581                        | 40              | Recording each patent assignment per property (times number of properties) |          |
| 146                                 | 740             | 246                        | 370             | Filing a submission after final rejection (37 CFR § 1.129(a))              |          |
| 149                                 | 740             | 249                        | 370             | For each additional invention to be examined (37 CFR § 1.129(b))           |          |
| 179                                 | 740             | 279                        | 370             | Request for Continued Examination (RCE)                                    |          |
| 169                                 | 900             | 169                        | 900             | Request for expedited examination of a design application                  |          |
| Other fee (specify)                 |                 |                            |                 |  |          |

The Commissioner is authorized to charge any additional fees to the above noted Deposit Account.

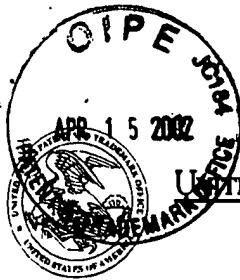
\*Reduced by Basic Filing Fee Paid **SUBTOTAL (3)** (\$130)

| <b>SUBMITTED BY</b>           |                |                                   |        |           |              |
|-------------------------------|----------------|-----------------------------------|--------|-----------|--------------|
| <i>Complete if applicable</i> |                |                                   |        |           |              |
| Name (Print/Type)             | Darin J. Gibby | Registration No. (Attorney/Agent) | 38,464 | Telephone | 303-571-4000 |
| Signature                     |                |                                   |        | Date      | 4/3/02       |

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**WASHINGTON, D.C. 20231**  
**[www.uspto.gov](http://www.uspto.gov)**

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/032,796         | 12/26/2001          | Mark Thompson         | 020375-003900US        |

20350  
TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
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SAN FRANCISCO, CA 94111-3834

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## **FORMALITIES LETTER**



\*OC00000007412085\*

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

FILED UNDER 37 CFR 1.53(b)

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
  - To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
  - **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Linh C

**Customer Service Center  
Initial Patent Examination Division (703) 308-1202**  
**PART 1 - ATTORNEY/APPLICANT COPY**

04/17/2002 NMNHAMM1 00000074 201430 10032796

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